



COPY
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jones et al.

Serial No.: 10/644,256

Filed: August 20, 2003

For: EFFICIENT PRODUCTION OF IgA
IN RECOMBINANT MAMMALIAN
CELLS

Examiner: M. Joike

Group Art Unit: 1636

Attorney Docket No.: 2578-6077US

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EM417189575US

Date of Deposit with USPS: May 17, 2010

Person making Deposit: Grady C. Evans

**PETITION UNDER 37 C.F.R. §§ 1.78(a)(3), 1.78(a)(6), AND 1.55(c) FOR ACCEPTANCE
OF UNINTENTIONALLY DELAYED PRIORITY CLAIMS**

Mail Stop Legal PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Decision on Renewed Petition, received on March 9, 2010, the applicants respectfully renew their petition under 37 C.F.R. § 1.78(a)(3); 37 C.F.R. § 1.78(a)(6); and 37 C.F.R. § 1.55(c) for the acceptance of their unintentionally delayed priority claims.

Factual Background:

On November 16, 2006, the applicants submitted an initial request for the acceptance of an unintentionally delayed priority claim in the context of a response to an Office Action dated August 23, 2006. The request was accompanied by the requisite fee under 37 C.F.R. § 1.17(t).

The request was subsequently denied in an Office Action dated February 28, 2007. Thereafter, the applicants submitted a formal Petition for Acceptance of an Unintentionally Delayed Priority Claim on June 14, 2007. This Petition was dismissed in a Decision dated September 30, 2008. Subsequently, the applicants filed a Renewed Petition on November 24, 2008. This Renewed Petition was dismissed on July 7, 2009.

On August 21, 2009, the applicants filed a further renewed Petition under 37 C.F.R. § 1.78(a)(6) for Acceptance of Unintentionally Delayed Priority Claims. The renewed Petition was directed to the addition of two sets of priority claims. The first set of priority claims concerned domestic priority claims under 35 U.S.C. §§ 120 and 365(c), directed to two international applications, together with associated priority claims to a US provisional application under 35 U.S.C. § 119(e). The second set of priority claims were directed to a domestic priority claim to an international application under 35 U.S.C. §§ 120 and 365(c), together with an associated priority claim to a foreign application under 35 U.S.C. § 119(a)-(d).

Applicants' Petition was dismissed in a Decision dated March 9, 2010. In his Decision, the Legal Examiner determined, pursuant to 37 C.F.R. §§ 1.178(a)(3) and 1.78(a)(6), the following with respect to the first set of priority claims, namely:

1. The Petition was filed after November 29, 2000, and therefore the Petition was properly submitted after the time periods specified in 37 C.F.R. §§ 1.78(a)(2)(ii) and 1.78(a)(2)(i), and therefore the Petition was a proper petition under 37 C.F.R. §§ 1.78(a)(3) and 1.78(a)(6).
2. The surcharge required by 37 C.F.R. § 1.17(t) was timely submitted;
3. The Statement that the entire delay between the date the claim was due under 37 C.F.R. §§ 1.78(a)(2)(ii) and 1.78(a)(5)(ii) and the date the claim was filed was unintentional was properly submitted.

With respect to the final requirement under 37 C.F.R. 1.78, namely that the applicants provide the reference required by 35 U.S.C. §§ 120 and 119(e), and 37 C.F.R. §§ 1.78(a)(2)(i) and 1.78(a)(5)(i), to the prior filed application, the Legal Examiner determined that the applicants

had submitted an acceptable reference with respect to the claim of priority under 35 U.S.C. §§ 120 and 365(c) to international application PCT/EP2003/007690, and through that international application under 35 U.S.C. § 119(e) to U.S. provisional application 60/397,066. It follows that with respect to the priority claim directed to PCT/EP2003/007690 and U.S. provisional application 60/397,066., the Legal Examiner determined that the Petition had met all of the statutory requirements for an acceptance of the priority claim.

With respect to the final requirement of providing the reference to the domestic priority claim under 35 U.S.C. §§ 120 and 365(c) with respect to international application PCT/EP03/50201, and through that international application under 35 U.S.C. § 119(e) to U.S. provisional application 60/397,066, the Legal Examiner determined that the applicants had failed to submit a proper reference. Specifically, the Legal Examiner noted that international application PCT/EP03/50201 was not published by the International Bureau (IB), and therefore it was not possible, given the present record, to ascertain whether the instant application was filed during the pendency of international application PCT/EP03/50201. In reaching his decision, the Legal Examiner cited MPEP § 1895.01 and its requirement that the applicants certify that the international application was not withdrawn or considered withdrawn prior to the filing date of the national application which claimed the benefit under 35 U.S.C. §§ 120 and 365(c).

In his Decision, the Legal Examiner indicated that should the applicants wish to renew their petition, the applicants would be required to provide a copy of PCT/EP03/50201 together with a certification and documentary support confirming that international application PCT/EP03/50201 was not withdrawn prior to the filing date of the instant application. Furthermore, the Legal Examiner indicated that the applicants would also need to establish that PCT/EP03/50201 named at least one inventor in common with the instant application. As a final requirement, the Legal Examiner further required that the applicants provide a substitute amendment containing a proper reference to the prior-filed international applications and the provisional application.

Regarding the second set of priority claims, *i.e.* the priority claim directed to PCT/EP03/50201 and its associated claim to foreign priority claim under 35 U.S.C. § 119(a)-(d) to EP application 02077953.4, the Legal Examiner first determined that the proper basis of applicants' petition was 35 U.S.C. § 365(b) instead of 35 U.S.C. § 365(c). The Legal Examiner

further concluded that such a petition, in order to be granted, must meet the provisions of 37 C.F.R. § 1.55(c). In analyzing the second set of priority claims under 37 C.F.R. § 1.55(c), the Legal Examiner determined as follows:

1. The instant application was filed after November 29, 2000, and therefore the Petition was properly submitted after the time periods specified in 37 C.F.R. § 1.55(c) and therefore the Petition was a proper petition under 37 C.F.R. § 1.55(c).
2. Applicants' priority claim, as identified in the Declaration filed on November 20, 2006, in the instant application, had properly identified the prior foreign application for which priority was claimed by application number, country and filing date.
3. The surcharge required by 37 C.F.R. § 1.17(t) was timely paid.
4. The Statement that the entire delay, between the date the claim was due under 37 C.F.R. § 1.55(a)(1) and the date the claim was filed, was unintentional was properly submitted.

With respect to the final requirement, namely that the nonprovisional application must be filed within 12 months of the filing date of the referenced foreign application, *i.e.* the filing date of EP application 02077953.4, the Legal Examiner determined that the applicants had failed to meet their obligation. Specifically, the Legal Examiner determined that the filing date of the instant application, namely August 20, 2003, was not within 12 months of the July 18, 2002, filing date of EP application 02077953.4. In reaching his decision, the Legal Examiner noted that notwithstanding his determination, this final requirement would be satisfied in a renewed petition if applicants could successfully add a claim of domestic priority to prior filed international application PCT/EP2003/007690 or international application PCT/EP03/50201, since the filing date of the EP application 02077953.4 would then be within 12 months of the filing date of either of these two international applications.

COPY

Applicants' Renewed Petition Regarding the Priority Claim to PCT/EP2003/007690 and the Accompanying Priority Claim to U.S. Provisional 60/397,066:

Pursuant to 37 C.F.R. § 1.78(a)(3) and 37 C.F.R. § 1.78(a)(6), applicants hereby renew their petition to be afforded, under 35 U.S.C. § 120, a claim of domestic priority to PCT International Patent Application No. PCT/EP2003/007690, and through this international application a claim of domestic priority under 35 U.S.C. §§ 119(e) and 365(c) to U.S. Provisional application 60/397,066. In support of this petition applicants submit as follows:

1. Applicants' application was filed on August 20, 2003, and was therefore filed after November 29, 2000. Accordingly, the applicants' claims are submitted after the expiration of the periods specified in 37 C.F.R. §§ 1.78(a)(2)(ii) and 1.78(a)(5)(ii). It follows there from that the instant petition is proper under 37 C.F.R. §§ 1.78(a)(3) and 1.78(a)(6).
2. The references to the prior filed applications, required by 35 U.S.C. §§ 120 and 119(e) and 37 C.F.R. §§ 1.78(a)(2)(i) and 1.78(a)(5)(i), are properly set forth in the Amendment to the specification of the application which is being filed simultaneously herewith. A copy of the Amendment is attached hereto as Exhibit A. The applicants respectfully submit that the Amendment properly identifies International Patent Application No. PCT/EP2003/007690 and its continuation-in-part relationship to the instant application. Furthermore, the Amendment also properly identifies U.S. Provisional application 60/397,066 and the 35 U.S.C. § 119(e) claim of priority to that provisional application through International Patent Application No. PCT/EP2003/007690. In view of the submission of this Amendment, the applicants submit that the reference requirements under 35 U.S.C. §§ 119(e), 120, and 365(c) and 37 C.F.R. §§ 1.78(a)(3) and 1.78(a)(6) have been satisfied.

3. The surcharge required under 37 C.F.R. § 1.17(t) was previously submitted in conjunction with applicants' prior request dated November 16, 2006.
4. Applicants hereby state that the entire delay between the date the claim was due under 37 C.F.R. §§ 1.78(a)(2)(ii) and 1.78(a)(5)(ii) and the date that the claim was filed was unintentional.

In view of the prior indications of the Legal Examiner, the applicants respectfully submit that the above petition for the acceptance of a priority claim to International Patent Application No. PCT/EP2003/007690, and through this international application, the priority claim to U.S. Provisional application 60/397,066, should now be in acceptable form. Reconsideration of the petition with respect to these priority claims is therefore requested.

Applicants' Renewed Petition Regarding the Priority Claim to PCT/EP2003/50201 and the Accompanying Priority Claim to U.S. Provisional 60/397,066:

Pursuant to 37 C.F.R. § 1.78(a)(3) and 37 C.F.R. § 1.78(a)(6), the applicants hereby renew their petition to be afforded, under 35 U.S.C. § 120, a claim of domestic priority to PCT International Patent Application No. PCT/EP2003/50201, and through this international application, a claim of domestic priority under 35 U.S.C. §§ 119(e) and 365(c) to U.S. Provisional application 60/397,066. In support of this petition, the applicants submit as follows:

1. Applicants' application was filed on August 20, 2003, and was accordingly filed after November 29, 2000. Therefore, the applicants' claims are submitted after the expiration of the periods specified in 37 C.F.R. §§ 1.78(a)(2)(ii) and 1.78(a)(5)(ii). It follows that the instant petition is proper under 37 C.F.R. §§ 1.78(a)(3) and 1.78(a)(6).
2. The references to the prior filed applications, required by 35 U.S.C. §§ 120 and 119(e) and 37 C.F.R. §§ 1.78(a)(2)(i) and 1.78(a)(5)(i), are properly set forth in the

Amendment to the specification of the application which is being filed simultaneously herewith. As noted previously, a copy of the Amendment is attached hereto as Exhibit A. The applicants respectfully submit that the Amendment properly identifies International Patent Application No. PCT/EP2003/50201 and its continuation-in-part relationship to the instant application. Furthermore, the Amendment also properly identifies U.S. Provisional application 60/397,066 and the claim of priority to that provisional application under 35 U.S.C. §§ 119(e) and 365(c) through International Patent Application No. PCT/EP2003/50201.

In his prior decision, the Legal Examiner had indicated that a proper reference to International Patent Application No. PCT/EP2003/50201 and U.S. Provisional application 60/397,066 would require the applicants, under the provisions of MPEP § 1895.01, to certify that International Patent Application No. PCT/EP2003/50201 was pending as of the filing date of the instant application; *i.e.* that the international application was pending on August 20, 2003. Responsive to the Legal Examiner's request, the applicants hereby affirmatively certify that International Patent Application No. PCT/EP2003/50201 was a validly pending application on August 20, 2003. In support of their certification, the applicants attach hereto as Exhibit B an as-filed copy of International Patent Application No. PCT/EP2003/50201, certified by the European Patent Office (EPO). The EPO was the International Receiving Office for International Patent Application No. PCT/EP2003/50201. A review of the certified copy will verify that the application was filed on May 27, 2003, with the EPO. Further confirmation of this filing is submitted herewith in the form of a Receipt of Electronic Submission, attached hereto as Exhibit C.

With regard to the pendency of International Patent Application No. PCT/EP2003/50201, as noted on the Receipt of Electronic Submission, this application was initially filed without the payment of a filing fee. On August 4, 2003, the EPO issued an Invitation to Pay Prescribed Fees Together with a Late Payment Fee under the provisions of PCT Rule 16bis. A copy of this Invitation is attached hereto as Exhibit D. This Invitation provided a one month period, *i.e.* until September 4, 2003, for the

applicants to pay the requested filing fees. Applicants did not submit the requested filing fees prior to the deadline. On September 23, 2003, the EPO formally issued a Notification That International Application Considered To Be Withdrawn pursuant to PCT Article 14(1) or (3) and Rule 29.1 or 92.4(g)(i). A copy of this Notification is attached hereto as Exhibit E. The issuance of this Notification acknowledged the withdrawal of this application effective September 23, 2010.

As documented by the attached Exhibits B-D, International Patent Application No. PCT/EP2003/50201 was validly filed on May 27, 2003 and after review by the EPO PCT Receiving Office was accorded an international filing date. Moreover, International Patent Application No. PCT/EP2003/50201 was pending from its date of filing until September 23, 2003, when it was formally withdrawn by the European Patent Office. The instant application was filed during the one month period provided to the applicants under PCT Rule 16bis to pay the filing fee in International Patent Application No. PCT/EP2003/50201. It follows that International Patent Application No. PCT/EP2003/50201 was validly pending on August 20, 2003, when the instant application was filed. In this regard, the applicants respectfully direct the Legal Examiner's attention to paragraph 6.009 of the PCT User's Guide.

With regard to the Legal Examiner's requirement that applicants confirm that at least one inventor is commonly named on both the instant application and International Application No. PCT/EP03/50201, the Legal Examiner may note from the frontpiece of the certified copy of the as filed application that at least one inventor, namely Abraham Bout, is named in both International Patent Application No. PCT/EP2003/50201 and the instant application.

In view of the showing that International Patent Application No. PCT/EP2003/50201 was pending on the filing date of the instant application, and further given the identification of a common inventor on both international application no. PCT/EP03/50201 and the instant application, the applicants respectfully submit that the requirement of a reference to the prior filed applications as required by 35 U.S.C. §§ 120 and 119(e) and 37 C.F.R. §§ 1.78(a)(2)(i) and 1.78(a)(5)(i) has now been satisfied for purposes of the present petition.

3. The surcharge required under 37 C.F.R. § 1.17(t) was previously submitted in conjunction with applicants' prior Petition dated November 16, 2006.
4. Applicants hereby state that the entire delay between the date the claim was due under 37 C.F.R. §§ 1.78(a)(2)(ii) and 1.78(a)(5)(ii) and the date that the claim was filed was unintentional.

In view of the prior indications of the Legal Examiner, together with the facts set forth above, the applicants respectfully submit that the petition for the acceptance of a priority claim under 35 U.S.C. §§ 120 and 365(c) to International Patent Application No. PCT/EP2003/50201, and through this international application under 35 U.S.C. § 119(e) to U.S. Provisional application 60/397,066, should now be in acceptable form. Reconsideration of the petition with respect to these priority claims is therefore requested.

Applicants' Petition Regarding the Priority Claim to PCT/EP2003/50201 and the Accompanying Priority Claim to EP02077953.4:

Pursuant to 37 C.F.R. § 1.78(a)(3) and 37 C.F.R. § 1.78(a)(6), the applicants hereby renew their petition to be afforded, under 35 U.S.C. §§ 120 and 365(a), a claim of domestic priority to PCT International Patent Application No. PCT/EP2003/50201, and through this international application, pursuant to 37 C.F.R. § 1.55(c) and under 35 U.S.C. §§ 119(a)-(d) and 365(b), a claim of foreign priority to EP02077953.4. Applicants respectfully submit that the showing above with regard to the claim for domestic priority of PCT/EP2003/50201 adequately establishes the basis of the applicants' claim to that domestic priority. With regard to applicants' petition under 37 C.F.R. § 1.55(c) for a foreign priority claim under 35 U.S.C. §§ 119(a)-(d) and 365(b) as to EP02077953.4, the applicants submit as follows:

1. Applicants' application was filed on August 20, 2003, and was accordingly filed after November 29, 2000. Therefore, the applicants' claims are submitted after the

expiration of the periods specified in 37 C.F.R. § 1.55(c). It follows that the instant petition is proper under 37 C.F.R. § 1.55(c).

2. The reference to EP02077953.4, the prior filed foreign application for which priority is claimed, has been properly made by identifying the application number, country and filing date of that application in the Declaration filed on November 20, 2006, in the instant application.
3. The surcharge required under 37 C.F.R. § 1.17(t) was previously submitted in conjunction with applicants' prior Petition dated November 16, 2006.
4. Applicants hereby state that the entire delay between the date the claim was due under 37 C.F.R. §§ 1.78(a)(2)(ii) and 1.78(a)(5)(ii) and the date that the claim was filed was unintentional.
5. The application, through which the present foreign priority claim is made, namely International Patent Application No. PCT/EP2003/50201, was filed within 12 months of the filing date of EP02077953.4. International Patent Application No. PCT/EP2003/50201 was filed on May 27, 2003. EP 02077953.4 was filed less than eleven months earlier on July 18, 2002. It follows that International Patent Application No. PCT/EP2003/50201 was filed within 12 months of the filing date of EP02077953.4.

In view of the prior indications of the Legal Examiner that a valid foreign priority claim to EP02077953.4 would exist provided that a proper domestic priority claim was established for International Patent Application No. PCT/EP2003/50201, further given the applicants' showing that such a domestic priority claim is factually and legally supported, and finally given the showing above that the instant Petition satisfies the conditions of 37 C.F.R. § 1.55(c), the applicants respectfully submit that the foreign priority claim under 35 U.S.C. §§ 119(a)-(d) and 365(b) to EP02077953.4 should now be in acceptable form. Reconsideration of the petition with

respect to this priority claim is therefore requested.

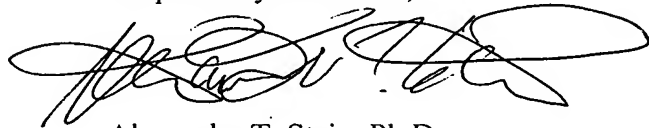
Authorization to Charge Deposit Account

Applicants note that, pursuant to 37 C.F.R. § 1.78(a)(3), the required surcharge set forth in § 1.17(t) was submitted in conjunction with the communication filed November 16, 2006. However, any fee required but not submitted with this communication may be charged to deposit account no. 20-1469.

CONCLUSION

Acceptance of the applicants' claim of domestic priority under 35 U.S.C. §§ 120 and 365(c) to PCT International Patent Application No. PCT/EP2003/007690 and International Patent Application No. PCT/EP03/50201 is requested. Acceptance of the applicants' claim to domestic priority under 35 U.S.C. §§ 119(e) and 365(c) to United States Provisional Application Serial No. 60/397,066, and their claim of foreign priority under 35 U.S.C. § 119(a)-(d) to European Patent Application No. 02077953.4 are also respectfully requested. If questions remain after consideration of the foregoing, or if the Office should determine that there are additional issues which might be resolved by telephone conference, the Office is kindly requested to contact the applicant's attorney at the address or telephone number given herein.

Respectfully submitted,



Alexander T. Stein, Ph.D.

Registration No. 66,296

Attorney for Applicants

TRASKBRITT, P.C.

P.O. Box 2550

Salt Lake City, Utah 84110-2550

Telephone: 801-532-1922

Enclosures: Exhibit A: Amendment
Exhibit B: Certified copy of PCT International Patent Application No. PCT/EP03/50201;
Exhibit C: Receipt of Electronic Submission (PCT/EP03/50201);
Exhibit D: Invitation to Pay Prescribed Fees (PCT/EP03/50201); and
Exhibit E: Notification that International Application Considered to be Withdrawn (PCT/EP03/50201)

Date: May 17, 2010

ATS/ats

PATENT COOPERATION TREATY

COPY

From the RECEIVING OFFICE

PCT

To: Klein, Bart CRUCCELL HOLLAND B.V. Postbus 2048 Archimedesweg 4 2301 CA Leiden PAYS-BAS		Ref. No. <i>Gongwo Ro Pct</i>	Client <i>Gongwo Ro Pct</i>	NOTIFICATION THAT INTERNATIONAL APPLICATION CONSIDERED TO BE WITHDRAWN (PCT Article 14(1) or (3) and Rule 29.1 or 92.4(g)(i))
		RECEIVED 24 SEP 2003		
Due date —		Date of mailing <i>23 SEP 2003</i>		23 SEP 2003
Applicant's or agent's file reference 0079WOP00PRT		IMPORTANT NOTIFICATION		
International application No. PCT/EP 03/ 50201		International filing date (day/month/year) 27/05/2003		
Applicant CRUCCELL HOLLAND B.V.				

The applicant is hereby notified that the international application is declared by this receiving Office to be ~~considered~~ withdrawn for the reason indicated below:

1. ☐ Failure to correct certain defects: An invitation (Form PCT/RO/106) to correct defects in the international application was mailed by this receiving Office on _____.

However: ☐ no corrections, in response to that invitation, have been received within the prescribed time limit.
☐ applicant's corrections as submitted do not properly correct the defects noted in that invitation.

2. ☒ Failure to pay prescribed fees: An invitation (Form PCT/RO/133) to pay the prescribed fees was mailed by this receiving Office on 04. 08. 03.

However, within the time limit referred to in that invitation :

- ☒ no fees have been paid.
☐ the following fees have not been paid or the amounts paid are not sufficient to cover:
- | | | |
|--|---|---|
| <input type="checkbox"/> the transmittal fee | <input type="checkbox"/> the search fee | <input type="checkbox"/> the late payment fee |
| <input type="checkbox"/> the basic fee | <input type="checkbox"/> at least one designation fee | |

3. ☐ Failure to furnish the original of the international application: An invitation (Form PCT/RO/141) to furnish the original of the international application (transmitted earlier by facsimile machine) was mailed by this receiving Office on _____.

However, the original was not furnished within the time limit fixed in that invitation.

4. A copy of this notification has been sent to the International Bureau ☒ and to the International Searching Authority.

Name and mailing address of the Receiving Office



European Patent Office, P.B. 5818 Patentlaan 2
NL-2280 HV Rijswijk
Tel. (+31-70) 340-2040
Fax: (+31-70) 340-3016

Authorized officer

C.A.J.A. PASCRE
C.A.J.A. PASCRE

PATENT COOPERATION TREATY

COPY

From the RECEIVING OFFICE

PCT

To:

Klein, Bart
CRUCELL HOLLAND B.V.
Postbus 2048
Archimedesweg 4
2301 CA Leiden
PAYS-BAS

INVITATION TO PAY PRESCRIBED FEES
TOGETHER WITH LATE PAYMENT FEE

(PCT Rule 16bis)

Date of mailing (day/month/year)		04 AUG 2003
Applicant's or agent's file reference 0079WOP00PRI		PAYMENT DUE within ONE MONTH from the above date of mailing
International application No. PCT/EP 03/ 50201		International filing date/ Date of receipt (day/month/year) 27/05/2003
Applicant CRUCELL HOLLAND B.V.		

1. This receiving Office has found that the prescribed fees (i.e., transmittal fee, search fee, basic fee and/or designation fee) have not been paid (in full), within the time limits prescribed under Rules 14, 15 and 16. See below for details of the calculation.
2. The applicant is hereby invited, within the time limit indicated above, to pay the following total amount (see the Annex for details):

EUR 2722 + EUR 444 = EUR 3166
Total unpaid fees Late payment fee Total amount due

3. Failure to pay the total amount within the time limit indicated above may result in the international application or designation(s) being considered withdrawn by this Receiving Office. The applicant's attention is drawn to Rules 16bis.1(c) and 29.

4. Additional observations (if any):



☐

Other observations :

0079WOP00PRI	
RECEIVED	
05 AUG 2003	
Due date	CPI
Attorney RUE	Action no

RV

5. A copy of this Invitation is being sent to the International Bureau.

Name and mailing address of the Receiving Office  European Patent Office, P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk Tel. (+31-70) 340-2040 Fax: (+31-70) 340-3016	Authorized officer  C.A.J.A. PASCHE
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ANNEX TO FORM PCT/RO/133
CALCULATION OF THE PRESCRIBED FEES

International application No.

PCT/EP 03/ 50201

T Transmittal Fee

Prescribed amount : EUR 100 **T**

Amount paid : EUR - ☐ correct amount

Balance : = EUR 100 ☐ overpayment
☒ unpaid fees

S Search Fee

Prescribed amount : EUR 945 **S**

Amount paid : EUR - ☐ correct amount

Balance : = EUR 945 ☐ overpayment
☒ unpaid fees

I International Fee**B** Basic Fee

Fixed amount for first 30 sheets : EUR 444 **b1**

137 x EUR 10 = EUR 1370 **b2**

Number of sheets in excess of 30 Fee per sheet

Additional component 400 x EUR = EUR - **b3**

Fee per sheet

Prescribed amount (b1 + b2 + b3): = EUR 1614 **B**

D Designation Fee

Amount of designation fee : EUR **d1**

Number of designation fees payable (maximum 5): x **d2**

Prescribed amount (d1 x d2): = EUR **D**

R Reduction where PCT-EASY software is used

(See the PCT Applicant's Guide, Volume I, General Part, for details on the availability of this reduction):

- EUR 137 **R**

Prescribed total amount (B + D - R): = EUR 1677 **I**

Amount paid : - EUR - ☐ correct amount

Balance : = EUR 1677 ☐ overpayment
☒ unpaid fees

Late Payment Fee

The amount of the late payment fee corresponds to ☐ 50% of total unpaid fees.

☐ the transmittal fee (minimum amount of the late payment fee).

☒ the basic fee (maximum amount of the late payment fee).

Additional observations, (if necessary) :

- ☐ The designation fee has been calculated on the basis of the amount applicable on the last day of the one year period from the priority date (see Rules 15.4(b)(i) and 16bis.1(b)).
- ☐ The amount paid for the designation fee covers the following designations : _____
- ☐ Other (specify) : _____

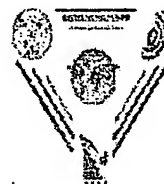
COPY



Europäisches
Patentamt

European
Patent Office

Office européen
des brevets



Receipt of Electronic Submission

It is hereby acknowledged that a PCT patent application has been received via the Secure Electronic Submission Software of the EPO. Upon receipt, an application number and a date of receipt (Administrative Instructions Part 7) were automatically assigned.

Submission Number:	261	
Application Number:	PCT/EP03/50201	
Date of Receipt:	27 May 2003	
Receiving Office:	European Patent Office, The Hague	
Your Reference:	0079WOP00PRI	
Applicant:	CRUCELL HOLLAND B.V.	
Number of Applicants:	5	
Title:	RECOMBINANT PRODUCTION OF MIXTURES OF ANTIBODIES	
Documents Submitted:	Pct101.PDF text,0079wop00pri.zip Fees.PDF application-body.xml pct101.GML request.xml	package-data.xml text,0079wop00pri.pdf figs,0079wop00pri.pdf indication-bio-deposit.xml fee-sheet.xml
Submitted by:	CN=M. Custers-Van Spronsen, O=Crucell Holland B.V, C=NL	
Timestamp of Receipt:	27 May 2003 17:34:38	
Official Digest of Submission:	D7:DD:A7:2B:DB:A8:42:13:49:8D:00:29:C1:76:11:02:3A :7C:14:39	

/The Hague, Receiving Section/

COPY

1/4

PCT REQUEST

Draft (NOT for submission) - printed on Tuesday, 27 May, 2003 05:47:32 PM

0079WOP00PRI

0	For receiving Office use only	
0-1	International Application No.	
0-2	International Filing Date	
0-3	Name of receiving Office and "PCT International Application"	
0-4	Form - PCT/RO/101 PCT Request	
0-4-1	Prepared using	epoline® online filing PCT plug-in (updated 01.07.2002)
0-5	Petition The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty	
0-6	Receiving Office (specified by the applicant)	European Patent Office (EPO) (RO/EP)
0-7	Applicant's or agent's file reference	0079WOP00PRI
I	Title of Invention	RECOMBINANT PRODUCTION OF MIXTURES OF ANTIBODIES
II	Applicant	
II-1	This person is:	applicant only
II-2	Applicant for	all designated States except US
II-4	Name	CRUCELL HOLLAND B.V.
II-5	Address:	Archimedesweg 4 NL-2333 CN Leiden Netherlands
II-6	State of nationality	NL
II-7	State of residence	NL
II-8	Telephone No.	+31 (0) 71 5248701
II-9	Facsimile No.	+31 (0) 71 5248702
II-10	e-mail	b.klein@crucell.com
III-1	Applicant and/or inventor	
III-1-1	This person is:	applicant and inventor
III-1-2	Applicant for	US only
III-1-4	Name (LAST, First)	VAN BERKEL, Patrick, Hendrikus, Cornelis
III-1-5	Address:	Rodenrijseweg 315 NL-2651 BS Berkel en Rodenrijs Netherlands
III-1-6	State of nationality	NL
III-1-7	State of residence	NL

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III-2	Applicant and/or inventor	
III-2-1	This person is:	applicant and inventor
III-2-2	Applicant for	US only
III-2-4	Name (LAST, First)	BRUS, Ronald, Hendrik, Peter
III-2-5	Address:	Leidseweg 193 NL-2253 AD Voorschoten Netherlands
III-2-6	State of nationality	NL
III-2-7	State of residence	NL
III-3	Applicant and/or inventor	
III-3-1	This person is:	applicant and inventor
III-3-2	Applicant for	US only
III-3-4	Name (LAST, First)	BOUW, Abraham
III-3-5	Address:	Van Swaanswijkstraat 38 NL-2751 XL Moerkapelle Netherlands
III-3-6	State of nationality	NL
III-3-7	State of residence	NL
III-4	Applicant and/or inventor	
III-4-1	This person is:	applicant and inventor
III-4-2	Applicant for	US only
III-4-4	Name (LAST, First)	LOGTENBERG, Ton
III-4-5	Address:	Jachtrustlaan 1 NL-3985 MK Werkhoven Netherlands
III-4-6	State of nationality	NL
III-4-7	State of residence	NL
V	Designation of States	
V-1	Regional Patent (other kinds of protection or treatment, if any, are specified between parentheses after the designation(s) concerned)	AP: GH GM KE LS MW MZ SD SL SZ TZ UG ZM ZW and any other State which is a Contracting State of the Harare Protocol and of the PCT EA: AM AZ BY KG KZ MD RU TJ TM and any other State which is a Contracting State of the Eurasian Patent Convention and of the PCT EP: AT BE BG CH&LI CY CZ DE DK EE ES FI FR GB GR HU IE IT LU MC NL PT SE SI SK TR and any other State which is a Contracting State of the European Patent Convention and of the PCT OA: BF BJ CF CG CI CM GA GN GQ GW ML MR NE SN TD TG and any other State which is a member State of OAPI and a Contracting State of the PCT

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V-2	National Patent (other kinds of protection or treatment, if any, are specified between parentheses after the designation(s) concerned)	AE AG AL AM AT AU AZ BA BB BG BR BY BZ CA CH&LI CN CO CR CU CZ DE DK DM DZ EC EE ES FI GB GD GE GH GM HR HU ID IL IN IS JP KE KG KP KR KZ LC LK LR LS LT LU LV MA MD MG MK MN MW MX MZ NO NZ OM PH PL PT RO RU SC SD SE SG SI SK SL TJ TM TN TR TT TZ UA UG US UZ VC VN YU ZA ZM ZW	
V-5	Precautionary Designation Statement In addition to the designations made under items V-1, V-2 and V-3, the applicant also makes under Rule 4.9(b) all designations which would be permitted under the PCT except any designation(s) of the State(s) indicated under item V-6 below. The applicant declares that those additional designations are subject to confirmation and that any designation which is not confirmed before the expiration of 15 months from the priority date is to be regarded as withdrawn by the applicant at the expiration of that time limit.		
V-6	Exclusion(s) from precautionary designations	NONE	
VI	Priority claim	NONE	
VII-1	International Searching Authority Chosen	European Patent Office (EPO) (ISA/EP)	
VIII	Declarations	Number of declarations	
VIII-1	Declaration as to the identity of the inventor	--	
VIII-2	Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent	--	
VIII-3	Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application	--	
VIII-4	Declaration of inventorship (only for the purposes of the designation of the United States of America)	--	
VIII-5	Declaration as to non-prejudicial disclosures or exceptions to lack of novelty	--	

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IX	Check list	number of sheets	electronic file(s) attached
IX-1	Request (including declaration sheets)	4	-
IX-2a	Specification	132	text,0079wop00pri.p df
IX-2b	Pre-conversion archive	-	text,0079wop00pri.z ip
IX-5	Drawings	31	figs,0079wop00pri.p df
IX-7	TOTAL	167	
	Accompanying items	paper document(s) attached	electronic file(s) attached
IX-8	Fee calculation sheet	-	-
IX-17	PCT-EASY diskette	-	-
IX-19	Figure of the drawings which should accompany the abstract		
IX-20	Language of filing of the international application	English	